

BAILEY IS VICTOR
AT TEXAS POLLSSenator Will Go to Denver
as Delegate.

VOTE IS OVERWHELMING

Most Exciting Campaign in Lone
Star State Ends.

Polls Close at 7 o'clock, and Indications from Votes Counted Show Popular Victory for Member of Upper House—Returns Indicate that West Texas is for Him, While Eastern Part of State is Against Him.

Dallas, Tex., May 2.—The polls closed at 7 p. m. and the returns so far show a landslide for Senator Bailey. San Antonio, Houston, La Grange, and other points seem to have been swept almost clean.

Bailey's majority up to Waco is estimated as high as 40,000 to 50,000. Dallas County looks to be close, with the balance favoring Bailey.

The city goes against him, but the county is for him. Bailey's managers here are claiming State by 100,000 majority.

Will Go to Denver.

Austin, Tex., May 2.—The primaries which were held throughout the State today to nominate four delegates-at-large to the Democratic national convention resulted in a victory for what is known as the Bailey ticket, which is headed by Senator J. W. Bailey, according to incomplete returns.

The anti-Bailey ticket was headed by Cone Johnson. A long distance telephone message received from Chairman George Riddle, of Dallas, of the anti-Bailey campaign committee, at 10 o'clock to-night, says that the returns to that hour indicate that the Bailey tickets is elected by 15,000 majority.

The Bailey managers here place his majority at 25,000.

Only the larger counties have been heard from, and out of an estimated Democratic vote of 200,000, only 50,000 have been counted.

The campaign was the most exciting and contained more bitterness than any political contest ever held in Texas.

The anti-Bailey leaders claim that if Bailey is elected, his majority is so small as to be equivalent to defeat so far as his political future is concerned.

He was the only issue of the contest.

Capital Against Bailey.

Travis County, in which the State capital is situated, went against Bailey by 1,000 majority. Dallas County gave the anti-Bailey ticket 1,200 majority. Many of the other larger counties of the State went against him. He carried Western Texas, where the stockmen are in control, almost solidly. The Eastern Texas counties went overwhelmingly against him.

At 11 p. m., returns from over the State show Senator Bailey is leading by 10,000 majority. Johnson carried Dallas by a 2-to-1 vote, and Childress, Temple, Baird, and many other cities. Corsicana went for Johnson by 600. Gainesville, Bailey's home, gave 919 to Bailey, and 78 to Johnson.

Four ballot boxes in the city of Denton gave the Johnson ticket 267 and Bailey 389. Fourteen boxes in Wise County gave the Johnson ticket 64, Bailey 123.

Denton gives Bailey 254, Johnson 184. Jasper County gives Bailey 84, Johnson 22. Buna gives Johnson 6, Bailey 34. Haskell City gives Johnson 240, Bailey 257. Arlington gives Bailey 20, Johnson 155.

GOES TO ORIENT TO WED.

Baltimore Girl's Request Refused by President, She Starts East.

Baltimore, Md., May 2.—Miss Nellie H. Matthews, well known in Baltimore society, will leave here on Tuesday for a 15,000-mile journey to China, where she will wed Ensign Reed M. Fawell, U. S. N., commander of the gunboat Samar, stationed at Hongkong.

The couple fell in love while young Fawell was a cadet at Annapolis, and were engaged shortly before he was sent to the Philippines. Efforts were made to have him brought home that he might wed Miss Matthews, and only recently the young woman went to Washington and made a personal appeal to President Roosevelt along the same line. The President indicated that he could not interfere, so the young woman decided to go to the Orient and wed her fiancé. She will have her mother as her traveling companion, and will first go to Chicago, where they will be joined by the father and brother of the groom-elect, who will accompany the ladies to Vancouver, where they will take ship for China.

CLEVELAND IMPROVED.

Ex-President's Wife Denies Stories of Her Serious Illness.

Princeton, N. J., May 2.—Mrs. Grover Cleveland, who has come from Lakewood to spend the day at her home here, authorizes the following statement concerning the health of the former President:

"All the reports printed in the last few days to the effect that a change for the worse had taken place in Mr. Cleveland's condition are absolutely without foundation. In fact, Mr. Cleveland is slowly but surely recovering from his late attack of digestive trouble, and has suffered no check in his progress toward recovery. His friends and family are at a loss to understand how such rumors have originated."

Porch and Window Boxes of Growing Plants, \$2.50; special, Blackstone's, 14 & H.

Some lumber firms say times will soon be better and are holding up prices.

WINS POPULAR VICTORY.



SENATOR BAILEY.
Will go to Denver as a Delegate.

SOCIETY FORMED
FOR HUMANE WORKWould Regulate Vivisection
in the District.

MR. PAGE EXPLAINS THE PLAN

Would Place Under the Control of
Law the Experimentation on Live
Animals, Which May Now Be Con-
ducted by Any One Claiming Sci-
entific Knowledge of Same.

For the purpose of bringing about legal regulations of vivisection and to place under the control of law experiments on live animals, the Society for the Legal Regulation of Vivisection in the District of Columbia was organized yesterday afternoon.

The meeting, which was held at the home of Representative J. Van Vleet, 2223 R street northwest, was attended by a large number of prominent persons.

Commissioner Macfarland called the meeting to order, and made a brief address dealing with the object of the society. After the disposal of the report of the committee on organization, officers were elected. Addresses were made by Thomas Nelson Page, president, and Dr. Albert Leffingwell, of New York.

The Opening Address.

In his opening address Commissioner Macfarland said:

"This meeting is the outgrowth of conferences of a number of those who believe there should be legal regulation of vivisection in the District of Columbia. They desire conservative legislation, which will provide that animal experimentation shall be done under humane conditions and governmental registration and inspection. Granting all that may be claimed for vivisection and vivisection, for the sake of argument, they believe it should be conducted under the law, just as much as the national banks of the District of Columbia, and that this involves no reflection upon the vivisectionists than upon the banks. The ordinary laws against cruelty to animals do not apply to vivisection, and, therefore, special legislation is required."

Explained by Mr. Page.

After the Commissioner's remarks the officers of the society were elected. The president of the society was called on for an address. Mr. Page said, in part:

"The object of this meeting is set forth in the declaration of principles. 'Briefly, it is to secure, if possible, the humane regulation of vivisection; that is, to place under the control of the law the experimentation on live animals, which it seems may now be carried on to any extent by any one claiming to have some scientific purpose in view. Our object, or at least my object, is not to prevent scientific research; but, in fact, to protect it where proper by differentiating it from the pseudo and falsely called scientific, which is really only the curious and brutal.'"

"I cannot see why scientific investigators, who employ this method of investigation in that spirit of earnestness and even of solemnity in which all true investigators of Nature's laws must enter her presence, do not see the importance of distinguishing between their method and the method of the ignorant and often brutal, who, wearing the uniform and badge of science, have nothing else in common with them."

"I recognize well the great debt we owe to that great body of earnest and devoted investigators who have advanced alike surgery and pathology; but there is a strong and extensive and a growing feeling that a great deal of the so-called investigation of the present day is conducted by those who in no sense can claim to come within the class of truly scientific investigators."

A Feeling Is Aroused.

"A strong moral reprobation is already aroused against this class, and it will have to be reckoned with, and unless it is reckoned with by men of science, they themselves are liable to be the sufferers."

"The question naturally arises: What is a proper regulation? Some of the medical faculty, eminent for their contributions, oppose all regulation whatsoever. They say, 'Leave science untrammelled. We say, 'We propose to leave science untrammelled, but we do not propose to allow her to be used as a cover for what

Continued on Page 8, Column 2.

Aside From the Safety
It insures, there are other advantages in depositing your money in banking dept. of Union Trust Co., 15th and H sts. Interest on all accounts, subject to check.

Frank Libbey & Co. say it is getting worse and are cutting prices.

YALE MEN HELD
ON RIOT CHARGEStudents Arrested at Fire
in New Haven.

POLICEMEN USE CLUBS

Fireman Is Fatally Injured in
Enginehouse.

Explosion in Heating Plant When
Truck Returns from Stubbhorn
Blaze Results in Fatal Scalding
of Man Who Goes to Investigate.
University Men, Followed by Hoot-
ing Mob, Are Taken to Station.

New Haven, Conn., May 2.—Returning from a fire that for three hours gave the firemen of New Haven the most stubborn fight they have had in months, and which gave all the police reserves of the central police stations a fierce fight to quell a crowd of Yale students and young men of the town who attempted to break through the fire lines, one fireman was fatally injured and three others are in a precarious condition, as a result of the explosion of the heating plant of their engine house.

Three Yale students are under arrest, charged with inciting a riot.

The men injured in the explosion are: Fatally scalded, Lieut. Frank Conlin, Fireman James Martell, and John Flasey, both in a precarious condition. The men of engine No. 4 returned from the fire about 9:30, and not finding their heating plant working well, Conlin went to the basement to investigate.

Writing in Agony.

The explosion followed, and Martell and Flasey, rushing down stairs, found Conlin writing in agony.

It is not known whether there was another explosion or whether the three were scalded in trying to rescue their companion.

When the alarm was turned in at 5 o'clock for the Armory Building, which is in the center of the business district, hundreds of Yale students were in the crowds pressing against the fire lines.

Police reserves waded into the crowd. Several persons were clubbed. Graham Foster, Charles Gilbert, and Benjamin F. Wallis, followed by a hooting mob, were taken to the police station, charged with inciting a riot. They were released on \$500 bail each.

Foster is in the law school, captain of the Yale team, and played tackle on the varsity team last year. Gilbert, a senior, is manager of the Yale Daily News.

ACCUSES RYAN AND OTHERS.

Agent Says Insurance Men Held Money
to Make Panic.

Trenton, N. J., May 2.—Sensational allegations that the directorate of the Washington Life Insurance Company and a dummy board controlled by Thomas F. Ryan, Harry P. Whitney, and Levi P. Morton were made in court today by Edward A. Whittier, of Newark, former New Jersey agent of the company, suing for \$20,000 damages for breaking of his contract.

He declares the Washington Life Insurance Company withdrew its deposits from banks throughout the United States during the October panic, and held it in New York to accumulate alleged demoralized business conditions.

This was done, Whittier insists in his pleading, to "disgrace the administration of President Roosevelt; procure a bear market in Wall street; cause commercial panic and falsely demonstrate to the American people the power of money."

Whittier says he will apply for a commission to take the testimony of Ryan, Whitney, and Morton, and alleges he will show them all of the insurance company's stock.

KILLED BREAKING FROM JAIL.

Deputy Usher Saw Murderer Briggs
Shot Down.

Deputy Usher, of the District jail, witnessed a deadly duel at the Mountview penitentiary yesterday, when Jesse Briggs, a condemned murderer, was shot by Capt. James Dawson, acting warden.

Briggs slipped from his cell when the door was opened for a moment yesterday afternoon. Dashing to the corridor, he grabbed several stones and stood at bay. The officers tried to reach him. As they did, he hurled the stones.

Capt. Dawson opened fire. Briggs dropped dead, shot through the head. Since his detention several months ago, Briggs had been a desperate prisoner. The warden will undoubtedly be acquitted at the inquest.

It was reported that Sgt. Flather, of the Second precinct police station, witnessed the killing. The police of the Second precinct said last night that Flather was on leave. They disclaimed knowledge of his whereabouts.

Deputy Usher went to Mountview from this city Friday. He escorted twenty-three prisoners sentenced for various crimes.

THAW CASE UP AGAIN.

Fight for Freedom Begins in New
York To-morrow.

New York, May 2.—Ten officials of the Tombs prison were this afternoon subpoenaed to appear in the Supreme Court at Poughkeepsie on Monday to testify as to the sanity of Harry K. Thaw, when the real fight for Thaw's freedom will begin. James G. Graham, of Newburgh, Thaw's latest lawyer, will move for his discharge from the criminal insane asylum on the ground that he has recovered his sanity.

Quickest Time to Baltimore,
Baltimore and Ohio Railroad,
"Every hour on the hour" weekdays from 7 a. m. to 8 p. m.; 45 and 50 minute trains. Same schedule returning.

No. 1 express, shingles, \$5 per 1,000.
Frank Libbey & Co., 6th st. and N. Y. ave.

Boards dressed (2), \$1.45 per 100 feet.
Frank Libbey & Co., 6th st. and N. Y. ave.

MAYOR SAVES CITY
FROM CAR TIE-UPJohnson Makes Concession to
Municipal Employees.

MEN STILL FAVOR A WALK-OUT

Fear of Serious Trouble on Three-
cent System in Cleveland Growing
Less—Both Sides Willing to Yield
on Some Points, and Discharged
Men Will Get Rehearing.

Cleveland, Ohio, May 2.—Danger of a strike tying up Cleveland's new municipal 3-cent car system disappeared to-night when Mayor Tom L. Johnson met a committee of men from the lines. The men complained of the new rules of 3-cent lines, by which their free transportation was cut off and demanded a raise of 3 cents an hour under a contract with the company formerly operating the lines. A vote of the men taken within the last three hours had been completed, showing that 1,240 out of 1,400 favored a strike.

Mayor Johnson announced that the company would adjust all grievances. Among these was the discharge of nearly 100 men in the last twenty-four hours for "disloyalty and disobedience of orders."

The mayor, President Dupont, of the municipal traction lines, and a committee of seventeen men from the unions are again meeting at the city hall to complete their agreement, and the text will be announced Sunday.

Again Hold a Conference.
At 11:30 o'clock to-night the mayor again went into conference with the union committee, the executive committee of the union meanwhile delaying a vote authorizing a strike.

An order calling out the men at midnight, and a second order, a substitute, naming 5 o'clock Sunday morning as the hour for the strike, was prepared, and the executive committee declared the substitute would be issued.

The mayor's final proposal failed to make greater concession than those made in the afternoon meeting, it is said. Concessions by both sides marked today's conference. The men failed to secure outright the 3 cents an hour increase in pay demanded, but are given an assurance that they may anticipate an advance after the company shows a sufficient surplus.

On the subject of free transportation, employees will be compelled to pay their fares to and from work, but any additional trips connected therewith will be provided for by the company. The men also gain the right to purchase their uniforms themselves.

FOUR KILLED IN CAVE-IN.

Heavy Rains Weaken Sewer Trench
in Altoona, Pa.

Altoona, Pa., May 2.—Weakened by a heavy rain, a big sewer trench caved in here this afternoon at 5 o'clock. Four men were killed and three others were likely fatally injured while working there at the time of the accident.

Four men were taken down and three others taken down to the hospital, where they are in a critical condition. Small hope is entertained by the hospital physicians for their recovery.

W., B. & A. E. R. R. Co.

Spend Your
May Sunday

Among the wild flowers and beautiful woodlands along

The Electric Line.

All Nature now in bloom.

\$1.25 to Annapolis and Return.

\$1.25 to Baltimore and Return.

Cars leave White House Station,

15th and H sts. (northeast), for

Baltimore and Annapolis every

hour on the half hour.

All H street cars run direct to

White House Station.

Boards dressed (2), \$1.45 per 100 feet.

Frank Libbey & Co., 6th st. and N. Y. ave.

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WEATHER FORECAST.

For the District of Columbia—
Fair to-day and to-morrow; not
much change in temperature;
fresh westerly winds, diminish-
ing.

HERALD NEWS SUMMARY.

TELEGRAPHIC.

1-Mayor Averts Cleveland Car Tie-up.

1-Senator Bailey Victor in Primaries.

1-Yale Men Arrested at Fire.

1-Littlefield Attacks Labor Bill.

1-Mgr. O'Connell Consecrated To-day.

5-Delegates to Denver in Autos.

5-Judge Gray Out of Politics.

5-Labor Men May Organize Party.

5-Noted Men in Catholic Parade.

10-Fleet Anchors Off Santa Cruz.

LOCAL.

1-House Leaders Agree With President.

1-Society Formed for Humane Work.

2-Dr. MacLeod Home from Holy Land.

4-Col. Stewart Unwelcome in Florida.

4-News of Day in Congress.

8-Californians Banquet at the Ebbitt.

8-Press Club Rooms Open to Public.

10-Minister Wu Attends a Shad Bake.

10-George N. Auth Crushed by Wagon.

SEVEN ATTEMPT SUICIDE.

Six New Yorkers Succeeded in Killing

Themselves.

New York, May 2.—All suicide records

for this city in recent years were broken

to-day, when seven persons undertook

self-destruction. Six succeeded. The day's

suicide roll follows:

Annie Miller, widow, dressmaker; could not pay

her rent; inhaled gas.

Abraham Latham Smith, retired lawyer, depend-

ent on death of wife; shot himself.

Samuel Wasserman, of Brooklyn, for whose suicide

no reason is known.

Alfred Pallow; found dead in the basement of his

Brooklyn home.

Mrs. Mary Carberry, crazed by the

death of her two children and the absence

of her husband, took mercurial tablets,

but was saved.

ROBBERS LOOT RECOVERED.

Much of Money Stolen from Train Said

to Be Found.

Pittsburg, Pa., May 2.—R. A. Mulligan,

route agent of the Adams Express Com-

pany, said to-night that the bulk of the

plunder stolen Thursday night by the

two men who robbed the St. Louis Limited

was recovered Friday afternoon by

Pinkerton detectives.

Detectives near Walkers Mills are said

to have found a number of C. O. D. re-

mittances containing torn paper money.

BECOMES A BISHOP TO-DAY.

Monsignor O'Connell Will Be Consecrated

at Baltimore Cathedral.

Baltimore, May 2.—Men are at work to-

day at the Cathedral making preparations

for the consecration to-morrow of Mgr.

CALLS LABOR BILL
CLASS LEGISLATIONLittlefield Points Out Flaws
in Proposed Measure.

TAKES ISSUE WITH PRESIDENT

Maine Representative Tells New
York Bar Association that Meas-
ures Now Before Congress Are
Class Legislation and Unconstitu-
tional—Opposes Anti-Injunction.

New York, May 2.—Charles E. Littlefield, Congressman from Maine, who is known as the only man in Congress to vote against the employers' liability bill, came in for a tremendous approbation at the dinner of the Westchester County Bar Association to-night, after he had sent a few parting arrows at the Gompers legislation now pending before Congress. Among the audience was ex-Senator Spooner, who came as the guest of J. A. Peck.

"I was reading only just this evening," said Mr. Littlefield, "and among other things I notice that the President wants Congress to enact two pieces of legislation in especial, that is, a bill relative to injunction in labor disputes, and the Hepburn amendment to the Sherman anti-trust act."

"These measures are now before a subcommittee of the Judiciary Committee. I am chairman of that subcommittee, and we are still considering those bills. The probability is that we shall consider them for some time to come."

Opposes Class Legislation.
"Now, concerning this anti-injunction act, if Congress should pass legislation concerning the wage earners and wage payers of this country, which is not applicable to the rest of the citizen body, it would be depriving the nation at large of the equal protection of the law. (Applause.)"

"If any State should confer privileges or exemptions on one class to the prejudice of other classes, under the fourteenth amendment to the Constitution of the United States, which provides that no State shall deprive any citizen of life, liberty, or property without due process of law, or deprive any citizen of the equal protection of the law, I tell you that the judiciary would wipe that law from the statute books as the hoar frost vanishing before the rising sun. (Applause.)"

"Maybe Congress may be able to deprive part of the citizens, all of whom it is supposed to represent, of equal legal protection, but as for myself, I am old-fashioned enough to believe that when the founders of this republic declared that all men were created free and equal they meant it, and that the courts will see that the declaration is carried out."

MOTHER EDDY GIVES ORDER.

Enjoins Followers to Join No Peace

Societies.

Boston, May 2.—Mother Eddy, of the Christian Science Church, has issued an edict prohibiting members of that sect from joining any organizations having for their object the maintenance of peace.

A short time ago Mrs. Eddy issued a declaration expressing her opinion that the building of battle ships was an assurance of peace. One of her famous by-laws was that prohibiting her followers from holding membership in any social organizations, except Masonic lodges.

It could not be ascertained what the object of the most recent ukase is.

Acquitted in Six Minutes.

San Francisco, May 2.—Six minutes was

all the time required by the jury to-day

to acquit Alvey L. Ford, general counsel

of the United Railways, of the charge of

bribery in connection with securing the

trolley franchise for his company. This

was Ford's third trial.

Baltimore and Return, \$1.25.

Baltimore and Ohio R. R.

Every Saturday and Sunday. All trains,